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6

7 IN THE UNITED STATES DISTRICT COURT FOR THE
8 EASTERN DISTRICT OF CALIFORNIA

9 THOMAS FRISCIA,) 1:05-cv-0433 OWW LJO
)
10 Plaintiff,) STIPULATION AND ORDER
) TO EXTEND TIME
11)
)
12 v.)
)
13 JO ANNE B. BARNHART,)
Commissioner of Social)
14 Security,)
)
15 Defendant.)
_____)

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17 The parties, through their respective counsel, stipulate
18 that defendant's time to respond to plaintiff's opening brief be
19 extended from February 6, 2006 to March 8, 2006.

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1 This is defendant's first request for an extension of time
2 to respond to plaintiff's opening brief. Defendant needs the
3 additional time to further review the file and prepare a response
4 in this matter.

5 Respectfully submitted,

6 Dated: February 6, 2006

7 /s/ Gina M. Fazio
8 (as authorized by facsimile)
9 GINA M. FAZIO
Attorney for Plaintiff

10
11 Dated: February 6, 2006

McGREGOR W. SCOTT
United States Attorney

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13
14 /s/ Kristi C. Kapetan
KRISTI C. KAPETAN
15 Assistant U.S. Attorney
16
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18 IT IS SO ORDERED.

19 Dated: February 7, 2006
20 b9ed48

/s/ Lawrence J. O'Neill
UNITED STATES MAGISTRATE JUDGE